

**THE HONOURABLE SRI JUSTICE
V.ESWARAIAH**

W.P. Nos. 22640, 22641, 22642 and 22643 of 2007

Date:26-10-2007

W.P.No.22640 of 2007:

Between:

Smt.Yerragolla Adilakshumma

...Petitioner

AND

The Govt. of A.P. rep. By its Secretary, Revenue Dept. Hyderabad and
three others

..

Respondents

W.P.No.22641 of 2007:

Between:

Smt.Yerragolla Rajagopal

...Petitioner

AND

The Govt. of A.P. rep. By its Secretary, Revenue Dept. Hyderabad and
three others

..

Respondents

W.P.No.22642 of 2007:

Between:

Smt.Yerragolla Subbalakshumma

...Petitioner

AND

The Govt. of A.P. rep. By its Secretary, Revenue Dept. Hyderabad and
three others

..

Respondents

W.P.No.22643 of 2007:

Between:
Smt.Yerragolla Lakshumma

...Petitioner

AND

The Govt. of A.P. rep. By its Secretary, Revenue Dept. Hyderabad and
three others

..

Respondents

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COMMON ORDER:

The petitioners in W.P.Nos. 22640, 22641, 22642 and 22643 of 2007 seek a writ of mandamus to declare the order of the 4th respondent/Tahsildar in Proceedings Ref.No.A/79-1/2007, Ref.No.A/79-2/2007, Ref.No.A/79-4/2007 and Ref.No.A/79-3/2007, dated 03.03.2007 dispossessing them from the agricultural land admeasuring Ac.1.00 cents, Ac.1.00 cents, Ac.1.42 cents, and Ac.1.42 cents respectively, all in Sy.No.1755/1 situated in Chennamapalle village, Badvel mandal, Kadapa District in spite of the fact that the appeals and stay petitions filed by them are pending before the 3rd respondent, as illegal and arbitrary.

It is the case of the petitioners that the aforesaid lands have been purchased by them from the assignees, and the 4th respondent passed resumption order, dated 03.03.2007 resuming the lands stating that the petitioners have contravened the provisions of Section 3(1) & (2) of A.P. Land (Prohibition of Transfer) Act, 1977. It is stated that aggrieved by the said orders, dated 03.03.2007 passed by the 4th respondent, the petitioners have filed appeals on 12.06.2007 before the third respondent.

It is stated that the appeals along with the stay applications have been filed before the third respondent on 12.06.2007.

A perusal of the appeals along with the stay applications does not indicate any date of filing. But, the petitioners state in their affidavits that they have filed the appeals along with the stay applications. That being so, if any appeal is filed and pending before the third respondent, it may not be just and proper to dispossess the petitioners from their lands.

Having regard to the facts of the case, without expressing any opinion with regard to the merits, the writ petitions are disposed of directing the 3rd respondent to consider and dispose of the appeals filed by the petitioners and pending disposal of the said appeals, status-quo obtained as on today with regard to the possession shall be maintained. There shall be no order as to costs.

V.ESWARAIAH, J.

Date:26.10.2007

ccm